IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO.220 OF 2006
IN
SUIT NO.1762 OF 1993

Deelip Balramdas Budhrani & ors. ..Plaintiffs
V/s.
Tahilram Essardas Budhrani & ors. ..Defendants
And
1(a) Prem Tahilram Budhrani & Ors ..Respondents

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Mrs.Rita Bhatia for plaintiffs.

None for defendants.

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**Coram : R.S.Mohite,J**

Date : 20.11.2006.

PC

1. This is a Chamber summons taken out by the plaintiff for condonation of delay, setting aside abatement of suit and bringing heirs of defendant no.1 on record. The applicants are the heirs of original defendant no.1. None appears for the defendants though served. Affidavit of service dated 22.3.2006 has been filed to indicate service upon the proposed defendants. Though there is substantial delay in filing of this Chamber summons, it is mentioned in the affidavit of service that the plaintiffs were non residence indians. The reasons are accepted and the Chamber summons is made absolute in terms of prayer clauses-(a), (b), (c) and (d). Amendment to be carried out within 3 weeks from today. Chamber summons stands disposed off.

**(R.S.Mohite,J)**